

APPEAL NO. 031698
FILED AUGUST 20, 2003

This appeal arises pursuant to the Texas Workers' Compensation Act, TEX. LAB. CODE ANN. § 401.001 *et seq.* (1989 Act). A contested case hearing was held on May 28, 2003. The hearing officer resolved the disputed issues by deciding that the respondent/cross-appellant (claimant) did not sustain a compensable injury on (alleged date of injury); that the claimant sustained a compensable injury on _____; and that the claimant has not had disability as a result of the _____, compensable injury. The appellant/cross-respondent (carrier) appeals the hearing officer's determination that the claimant sustained a compensable injury on _____, contending that the determination of a compensable injury is not supported by sufficient evidence and is against the great weight of the evidence. The claimant appeals the hearing officer's determination that she has not had disability, contending that the determination of no disability is contrary to the great weight of the evidence. Each party filed a response. There is no appeal of the hearing officer's determination that the claimant did not sustain a compensable injury on (alleged date of injury).

DECISION

Affirmed.

The claimant had the burden to prove that she sustained a compensable injury as defined by Section 401.011(10) and that she had disability as defined by Section 401.011(16). Conflicting evidence was presented on the appealed issues. The hearing officer is the sole judge of the weight and credibility of the evidence. Section 410.165(a). As the finder of fact, the hearing officer resolves the conflicts in the evidence and determines what facts have been established. We conclude that the hearing officer's determinations on the appealed issues are supported by sufficient evidence and are not so against the great weight and preponderance of the evidence as to be clearly wrong and unjust. Cain v. Bain, 709 S.W.2d 175 (Tex. 1986).

We affirm the hearing officer's decision and order.

The true corporate name of the insurance carrier is **ROYAL INDEMNITY COMPANY** and the name and address of its registered agent for service of process is

**CORPORATION SERVICES COMPANY
800 BRAZOS
AUSTIN, TEXAS 78701.**

Robert W. Potts
Appeals Judge

CONCUR:

Elaine M. Chaney
Appeals Judge

Chris Cowan
Appeals Judge